

**LIQUOR COMMISSION
CITY AND COUNTY OF HONOLULU**

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KIRK CALDWELL
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CO-VICE CHAIR

MALAMA MINN
CO-VICE CHAIR

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COMMISSIONER

DUANE R. MIYASHIRO
COMMISSIONER

FRANKLIN DON PACARRO, JR.
ADMINISTRATOR

ANNA C. HIRAI
ASSISTANT ADMINISTRATOR

HEARING SYNOPSIS

March 29, 2018 Agenda

Present: O'Donnell, Ganaban, Lee, Miyashiro

PUBLIC HEARINGS – LICENSES GRANTED

[Comm. Ganaban moved for approval; Comm. Lee seconded; Vote 4:0]

Hawaii Cheesecake Factory Restaurants Inc., dba The Cheesecake Factory
Change of category from a Restaurant General license (Category No. 1 – Standard Bar) to a Restaurant General license (Category No. 2 - Live Entertainment or Recorded Music and Dancing)
91-5431 Kapolei Parkway, Suite 1300, Kapolei (Ka Makana Alii Shopping Center)

Agave & Vine, LLC, dba Agave & Vine, LLC
Dispenser General license (Category No. 3 - Live Entertainment or Recorded Music and Dancing)
1450 Ala Moana Boulevard, Space 2280 (The Lanai at Ala Moana Shopping Center)

Tamura Enterprises, Inc., dba Tamura's Fine Wine & Liquors,
Retail General license
500 Ala Moana Boulevard, 2-C & 2-E

Stormy's Gastropub, Inc., dba Stormy's Gastropub
Restaurant General license (Category No. 2 – Live Entertainment or Recorded Music and Dancing)
66-165 Kamehameha Highway, Haleiwa

APPROVED AT PRELIMINARY HEARING

[Comm. Ganaban moved for approval; Comm. Lee seconded; Vote 4:0]

RCSH Operations Inc.
Restaurant General license (Category No. 2 – Live Entertainment or Recorded Music and Dancing)
Transfer from Beachwalk Steak House, LLC, dba Ruth's Chris Steak House
226 Lewers Street, Suite L233

KMLEE, Incorporated, dba KMLEE, Incorporated
Retail General license
Transfer from Ala Wai Deli Mart, Inc., dba Ala Wai Pantry Deli
2211 Ala Wai Boulevard

Keauhou HB, Inc.
Dispenser General license (Category No. 3 – Live Entertainment or Recorded Music and Dancing)
Transfer from Ala Moana HB, Inc., dba L & L Hawaiian Grill
404 Kapahulu Avenue (Ala Wai Golf Course)

Kono's Restaurant, LLC, dba The Surfing Pig
Restaurant General license (Category No. 1 – Standard Bar)
Transfer from Tamura Enterprises, Inc., dba The Edge by Tamura's
3605 Waialae Avenue

Food Planning Waikiki Inc., dba Sweet Home Café Waikiki
407 Seaside Avenue, #40
Restaurant General license (Category No. 1 – Standard Bar)

Dining Innovation Hawaii, Inc., dba Tsurutontan
2301 Kalakaua Avenue, Suite B310
Restaurant General license (Category No. 2 – Live Entertainment or Recorded Music and Dancing)

Prime Kitchen Inc., dba Vegan Hills
3585 Waialae Avenue
Restaurant General license (Category No. 2 – Live Entertainment or Recorded Music and Dancing)

OTHER LICENSE/APPLICATION/REQUEST GRANTED

[Comm. Ganaban moved for approval; Comm. Lee seconded; Vote 4:0]

Free Spirits LLC, dba Free Spirits LLC
1240 Ala Moana Boulevard
Special General license, from 5:00 p.m. to 9:00 p.m. on the following days:

- 1) *April 18, 2018*
- 2) *May 16, 2018*
- 3) *June 20, 2018*

("Kona Nui Nights" events)

Tamura Enterprises, Inc., dba The Row Bar by Tamura's
500 Ala Moana Boulevard
Special General licenses on the following dates (total of 6 days):

- 1) *April 1, 2, and 3, 2018; and*
- 2) *April 4, 5, and 6, 2018*

Free Spirits LLC, dba Free Spirits LLC
900 South Beretania Street (Honolulu Museum of Art)
Special General license, from 5:30 p.m. to 10:00 p.m., on the following Fridays:

- 1) *April 27, 2018*
- 2) *May 25, 2018*
- 3) *June 29, 2018*

("Art After Dark" events)

Siam Restaurants LLC, dba Siam Paradise Restaurant and Sports Pub
1336 Dillingham Boulevard
Renewal of its Dispenser General license (Categories No. 3 & 4 – Live Entertainment or Recorded Music and Dancing; and Hostess)
(Effective on 3/24/17 for 120 days)

Kono's Restaurant, LLC, dba The Surfing Pig
Temporary Restaurant General license (Category No. 1 – Standard Bar)
3605 Waialae Avenue, the current site of The Edge by Tamura's

Koike, Inc., dba Club Little Saigon
Dispenser General license (Category No. 4 – Hostess)
180 North Nimitz Highway
Transfer of capital stock and notification of new officer, director, and stockholder

Beer HI LLC, dba Real A Gastropub
Requesting approval of the following:

- 1) *Transfer of existing liquor stock from Beer HI LLC to be temporarily stored at 3441 Waialae Avenue*
 - 2) *Transfer of that existing liquor stock to new location at 506 Keawe Street on or before June 30, 2018*
- (Approved with restrictions)*

Events International Inc., dba Events International Inc.
Requesting waiver of requirement to submit Personal History and Affidavit with each Special License application for two year spans

OTHER LICENSE/APPLICATION/REQUEST DENIED

[Comm. Ganaban moved for approval; Comm. Lee seconded; Vote 4:0]

Hana Mana Hikina Corporation, dba Three Peaks Island Craft Beer & Gifts
Retail Beer & Wine license
274 Kuulei Road, Unit 1, Kailua
Approval to temporarily allow licensee to charge for on-premise sampling of beer, and hard cider until pending Small Craft Producer Pub license is approved

OTHER LICENSE/APPLICATION/REQUEST – NO ACTION TAKEN

[Comm. Ganaban moved for approval; Comm. Lee seconded; Vote 4:0]

Kapolei Karaoke, LLC, dba Kapolei Karaoke
Dispenser General license (Category No. 1 – Standard Bar)
563 Farrington Highway, Suite 204, Kapolei
Waiver of the dancing restriction under its current license

ADJUDICATION HEARINGS

[Comm. Miyashiro moved to accept or amend recommended penalty; Comm. Ganaban seconded;
Vote 4:0]

NCY Corporation, dba Oneawa Market
Retail General

49 Oneawa Street, Kailua

Violation: Section 281-71, HRS [Failure to conspicuously post and expose to view, convenient for inspection, its license on the licensed premises]

Plea: No contest with explanation

Disposition: \$100 penalty

Ocean View Hotel Corporation, dba Hilton Waikiki Beach
Hotel General

2500 Kuhio Avenue

Violation: Rule 3-82-41.2(b) [Failure to properly notify of change in officers or directors]

Plea: No contest with explanation

Disposition: \$500 penalty

Ginmi Hawaii LLC, dba Manichi Ramen
Restaurant General (Category No. 1 – Standard Bar)
1430 Kona Street, #101

Violation: Rule 3-82-41.2(a) [Failure to submit an application for stock transfer and secure written approval from the Commission prior to the date of stock transfer or change in ownership of a corporation]

CONTINUED TO THE NEXT AVAILABLE DATE

Mid Pac Petroleum, LLC, dba Mako's Mart (nka Nomnom)
Retail Beer & Wine

966 California Avenue

Violation: Rule 3-82-41.2(b) [Failure to properly notify of change in managers or members]

CONTINUED TO THE NEXT AVAILABLE DATE

Office Gaia, LLC, dba Goody Goody Bar and Grill
Dispenser General (Category No. 3 – Live Entertainment or Recorded Music and Dancing)
1272 South King Street

Violation: Rule 3-82-41.2(b) [Failure to properly notify of change in managers or members]

Plea: Guilty

Disposition: \$500 penalty

Longs Drug Stores California, L.L.C., dba Longs Drugs #9671
Retail General

46-047 Kamehameha Highway, Kaneohe

Violation: Rule 3-83-62(a) [Physical alterations without prior written approval]

CONTINUED TO THE NEXT AVAILABLE DATE

3196 Waialae, LLC (nka 3196 Waialae, LLC), dba Restaurant Ko (nka Siam Garden)
Restaurant General (Category No. 2 – Live Entertainment or Recorded Music and Dancing)
3196 Waialae Avenue

Violation: Rule 3-83-62(a) [Physical alterations without prior written approval]

Plea: no contest with explanation

Disposition: \$500 penalty

HNLTime Liquor LLC, dba Café Maru
Dispenser General (Category No. 4 – Hostess)
1035 Kapiolani Boulevard

Violation: Rule 3-82-38.5(a) [Improper registration of employee]
Plea: Guilty
Disposition: \$250 penalty

1004 Corporation, dba Bobby's Place
Dispenser General (Category No. 4 – Hostess)
1679 Makaloa Street

Violation: Rule 3-82-38.4(a) [Failed to have a time card or other adequate record showing in English the month, day, year, and time, indicating a.m. or p.m. and the legal first name and surname of its employees when that employee was on duty]
Plea: No contest
Disposition: \$250 penalty

California Pizza Kitchen, Inc., dba California Pizza Kitchen, Inc.
Restaurant General (Category No. 2 – Live Entertainment or Recorded Music and Dancing)
4211 Waiialae Avenue

Violation: Rule 3-82-38.9(a) Rule 3-82-38.9(a) [Failure to have a duly registered manager in active charge during the time the establishment is licensed to sell or serve liquor]

CONTINUED TO THE NEXT AVAILABLE DATE

S. H. & T. M., Inc., dba Club You & I (nka Aqua Lounge)
Dispenser General (Category No. 4 – Hostess)
1320 Kalani Street, #116

Charge 1

Violation: Rule 3-82-47.1(a) [Some form of music, dancing, and/or entertainment without prior authorization or approval]
Plea: No contest with explanation
Disposition: \$500 penalty

Charge 2

Violation: Rule 3-82-38.5(a) [Improper registration of employee]
Plea: No contest with explanation
Disposition: \$250 penalty

Cotti Foods Pizza Hawaii, Inc., dba Pieology Pizzeria
Restaurant Beer & Wine (Category No. 1 – Standard Bar)
151 Hekili Street, #140, Kailua

Violation: Rule 3-86-101.53(a) [Licensee employed, and/or allowed to entertain, a person under eighteen years of age, in a section of the premises where liquor is sold, served or consumed without obtaining permission from the Commission]
Plea: No contest with explanation
Disposition: \$500

J. R. M. L. L. C., dba Boardriders Bar and Grill
Restaurant General (Category No. 2 – Live Entertainment or Recorded Music and Dancing)
201-A Hamakua Drive, No. 101, Kailua

Charge 1

Violation: Section 281-38, HRS [Failure to comply with any other laws applicable to the business of Licensee, whether in existence at the time of issue of such license or enacted or amended from time to time thereafter, to wit, violations of the Fire Code]

Charge 2

Violation: Rule 3-82-38.4(c) [Utilized an electronic or otherwise recorded payroll registration without prior approval]

CONTINUED TO THE NEXT AVAILABLE DATE (Charges 1 and 2)

Honolulu Aerie No. 140, Fraternal Order of Eagles, dba Honolulu Aerie No. 140, Fraternal Order Club General (Category No. 2 – Live Entertainment or Recorded Music and Dancing)
215 Mokauea Street

Charge 1

Violation: Rule 3-82-38.4(a) [Failed to have a time card or other adequate record showing in English the month, day, year, and time, indicating a.m. or p.m. and the legal first name and surname of its employees when that employee was on duty]

Plea: No contest with explanation

Disposition: \$250 penalty

Charge 2

Violation: Rule 3-84-78.01(b) [Employee consumed liquor while on duty on licensed premises]

Plea: No contest with explanation

Disposition: \$300 penalty

Kokua Country Foods Cooperative, dba Kokua Market
Retail Beer & Wine
2643 South King Street

Violation: Rule 3-82-31.4(c) [Sold liquor on the premises, which is prohibited upon the expiration of the license and until that license is renewed and issued by the Commission]

Plea: No contest with explanation

Disposition: \$500 penalty

Tiana Café & Karaoke LLC, dba Tiana Café & Karaoke LLC
Dispenser General (Category No. 3 – Live Entertainment or Recorded Music and Dancing)
60 North Nimitz Highway

Violation: Rule 3-82-31.4(c) [Sold liquor on the premises, which is prohibited upon the expiration of the license and until that license is renewed and issued by the Commission]

Plea: No contest with explanation

Disposition: \$500 penalty